PATENT

| PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

re Application of

Customer Number: 20277

Patrick O'MAHONY, et al.

Confirmation Number: 3797

St to 1000

Application No.: 10/813,430

Group Art Unit: 2859

Filed: March 31, 2004

Examiner: A. R. Cohen

For: SELF-CALIBRATING POSITION DETERMINATION SYSTEM AND USER

INTERFACE

RESPONSE UNDER 37 CFR 1.116

Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

This is responsive to the Office Action issued on October 27, 2005. By this response, claims 1-13 and 21-25 are active for examination. A terminal disclaimer is submitted concurrently herewith to disclaim the terminal part of the statutory term of any patent granted on the instant application that would extend beyond the expiration date of U.S. Patent No. 6,839,972.

The Office Action dated October 27, 2005 rejected claims 1-13 and 21-25 under obviousness-type double patenting over claims 1-33 of U.S. Patent No. 6,839,972 ("the '972 patent"). It is respectfully submitted that the obviousness-type double patenting is overcome in view of the Terminal Disclaimer.

Applicants believe that this application is in condition for allowance, and request that the Examiner give the application favorable reconsideration and permit it to issue as a patent. If the

WDC99 1174244-2.066396.0153

Application No.: 10/813,430

Examiner believes that the application can be put in even better condition for allowance, the Examiner is invited to contact Applicants' representatives listed below.

Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Wei-Chen Nicholas Chen Registration No. 56,665

600 13th Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 WNC:ct

Facsimile: 202.756.8087 Date: January 17, 2006

Please recognize our Customer No. 20277 as our correspondence address.